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**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:10-cv-01275-RLW**

CLAYBROOK v. INTERNAL REVENUE SERVICE
Assigned to: Judge Robert L. Wilkins
Cause: 05:552 Freedom of Information Act

Date Filed: 07/27/2010
Date Terminated: 05/24/2011
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

MONTAGUE S. CLAYBROOK
*in his capacity as the Chapter 7 Trustee
for the estate of Downey Financial Corp.*

represented by **Raymond M. Patella**
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V.

Defendant

INTERNAL REVENUE SERVICE

represented by **Brittney N. Campbell**
U.S. DEPARTMENT OF JUSTICE
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Date Filed	#	Docket Text
07/27/2010	<u>1</u>	COMPLAINT against INTERNAL REVENUE SERVICE (Filing fee \$ 350, receipt number 4616031565) filed by MONTAGUE S. CLAYBROOK. (Attachments: # <u>1</u> Exhibits, # <u>2</u> Civil Cover Sheet)(rdj) (Entered: 07/29/2010)
07/27/2010		SUMMONS (3) Issued as to INTERNAL REVENUE SERVICE, U.S. Attorney and U.S. Attorney General (rdj) (Entered: 07/29/2010)
08/17/2010	<u>2</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed in a FOIA Case as to the U.S. Attorney for DC; INTERNAL REVENUE SERVICE served on 8/10/2010, answer due 9/9/2010 for U.S. Attorney. (Patella, Raymond) (Entered: 08/17/2010)
08/24/2010	<u>3</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on Attorney General. Date of Service Upon Attorney General 08/11/2010. (Stassen, William) (Entered: 08/24/2010)
08/24/2010	<u>4</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. INTERNAL REVENUE SERVICE served on 8/10/2010 (Stassen, William) Modified on 8/25/2010 to add date served (jf,). (Entered: 08/24/2010)

09/07/2010	5	ANSWER to 1 Complaint by INTERNAL REVENUE SERVICE.(Campbell, Brittney) (Entered: 09/07/2010)
10/11/2010	6	ORDER SETTING INITIAL SCHEDULING CONFERENCE for November 5, 2010 at 11:30 a.m. Joint written report reflecting proposal for the schedule upon which this case should proceed due five business days prior. Signed by Judge Richard W. Roberts on 10/11/10. (lcrwr2) (Entered: 10/11/2010)
10/12/2010		Set/Reset Hearings: Initial Scheduling Conference set for 11/5/2010 at 11:30 AM in Courtroom 9 before Judge Richard W. Roberts. (hs) (Entered: 10/12/2010)
10/18/2010	7	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Peter C. Buckley, :Firm- Fox Rothschild LLP, :Address- 2000 Market Street, 20th Floor, Philadelphia, PA 19103. Phone No. - 215-299-2854. Fax No. - 215-299-2150 by MONTAGUE S. CLAYBROOK (Stassen, William) (Main Document 7 replaced on 10/19/2010) (jf,). (Additional attachment(s) added on 10/19/2010: # 1 Text of Proposed Order) (jf,). (Entered: 10/18/2010)
10/25/2010		MINUTE ORDER: It is hereby ORDERED that Plaintiff Montague S. Claybrook's motion 7 to admit Attorney Peter C. Buckley pro hac vice be, and hereby is, GRANTED. Signed by Judge Richard W. Roberts on 10/25/10. (lcrwr2) (Entered: 10/25/2010)
10/29/2010	8	MEET AND CONFER STATEMENT. (Campbell, Brittney) (Entered: 10/29/2010)
11/05/2010	9	SCHEDULING ORDER. Signed by Judge Richard W. Roberts on 11/5/10. (lcrwr2) (Entered: 11/05/2010)
11/05/2010		Minute Entry for proceedings held before Judge Richard W. Roberts: Initial Scheduling Conference held on 11/5/2010. Scheduling Order to issue via chambers. (Court Reporter Scott L. Wallace.) (hs) (Entered: 12/08/2010)
01/21/2011		Case reassigned to U.S. District Judge Robert L. Wilkins. Judge Richard W. Roberts no longer assigned to the case. (gt,) (Entered: 01/21/2011)
02/28/2011	10	MOTION for Summary Judgment by INTERNAL REVENUE SERVICE (Attachments: # 1 Declaration Channpreet Singh, # 2 Exhibit A to Singh Declaration, # 3 Declaration Supplemental Channpreet Sing, # 4 Declaration John Rodriguez, # 5 Declaration Leo Carey, # 6 Declaration Le Hashimoto, # 7 Declaration Brittney Campbell, # 8 Exhibit A Campbell Declaration, # 9 Exhibit B Campbell Declaration, # 10 Text of Proposed Order)(Campbell, Brittney) (Entered: 02/28/2011)
03/30/2011	11	MOTION to Suspend Briefing Schedule on Defendant's Pending Motion for Summary Judgment by MONTAGUE S. CLAYBROOK (Attachments: # 1 Exhibit A, # 2 Exhibit B)(Patella, Raymond) (Entered: 03/30/2011)

03/31/2011		Set/Reset Hearings: Telephone Conference set for 4/1/2011 at 11:00 AM in Chambers before Judge Robert L. Wilkins. (tcb) (Entered: 03/31/2011)
04/01/2011	<u>1</u> <u>2</u>	ORDER granting <u>11</u> MOTION TO SUSPEND BRIEFING SCHEDULE; it is hereby ORDERED that the Briefing Schedule on the Defendants Pending Motion for Summary Judgment as set forth in the Scheduling Order entered November 5, 2010 [DE # 9] shall be suspended until further order of this Court. Signed by Judge Robert L. Wilkins on 4/1/2011. (tcb) (Entered: 04/01/2011)
04/26/2011		MINUTE ORDER: It is hereby ORDERED that the parties file a Joint Status Report, not longer than three pages in length, by April 29, 2011. Signed by Judge Robert L. Wilkins on 4/26/2011. (tcb) (Entered: 04/26/2011)
04/28/2011	<u>1</u> <u>3</u>	STATUS REPORT (<i>Joint</i>) by MONTAGUE S. CLAYBROOK, INTERNAL REVENUE SERVICE. (Stassen, William) (Entered: 04/28/2011)
05/24/2011	<u>1</u> <u>4</u>	STIPULATION of Dismissal <i>with Prejudice</i> by MONTAGUE S. CLAYBROOK. (Stassen, William) (Entered: 05/24/2011)
05/24/2011	<u>1</u> <u>5</u>	STIPULATION OF DISMISSAL WITH PREJUDICE. Signed by Judge Robert L. Wilkins on 5/24/2011. (tcb) (Entered: 05/24/2011)

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